FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1019 OF 2005
IN
FIRST APPEAL NO.655 OF 2005

Office notes, office Memoranda of Coram, appearances, Court's orders or directions & Registrar's orders.	: : : : :	Court's or Judge's Orders

Mr. G.W. Mattos for the applicant.

Mr. Anil Singh with Mr. D.R. Shah for the respondent.

CORAM: SMT. RANJANA DESAI, J.

DATED: 3RD MAY, 2005.

P.C.:-

Heard the learned counsel for both sides.

It is pointed out to me that inadvertently, in my order dated 27/4/2005, in the second paragraph in the last line, the words "by the respondent or any one claiming through him" have been omitted. Hence, the last sentence of paragraph 2 should be read as follows:

"It would be in the interest of all parties and in the interest of the

alleged purchaser that no new construction is carried out on the suit property by the respondent or any one claiming through him during the pendency of the appeal."

In order to ascertain the present position of the structure, which is standing on the suit land, I had directed the learned counsel for the respondent to produce a photograph of the suit structure. Accordingly, he has produced a photograph of the suit structure, which is taken on record and marked "X".

Civil application is disposed of in the aforestated terms.

(SMT. RANJANA DESAI, J.)